STATE OF ARIZONA FILED

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STATE OF ARIZONA

DEPARTMENT OF INSURANCE

DEPT OF INSURANCE BY

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In the Matter of:

ARIZONA ASSET MANAGEMENT

Respondents.

AND RECOVERY, INC. dba BETTER BAIL BONDS, and

(Arizona License # 957364)

BURNS, LISA MARIE (Arizona License # 955041)

(NPN # 15258950)

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ORDER VACATING ORDER TO CEASE AND DESIST

On August 20, 2012, the State of Arizona Department of Insurance ("Department") issued a Cease and Desist Order in the above-captioned matter ("Cease and Desist") (Exhibit A). The Cease and Desist found that the AZ Asset Management website, www.247getbail.com, stated "Complete Our Easy 60-Second Immigration Bond Form" without being licensed as a property and casualty insurer in violation of Arizona Revised Statutes ("A.R.S.") § 20-340.01(D).

On November 2, 2012, Respondents provided evidence to the Department that it had clarified its websites (www.247getbail.com and www.betterbailbonds.net) to state that it was offering immigration bonds as an obligor and not on behalf of a surety. (Exhibit B)

THEREFORE, IT IS ORDERED, vacating the Department's Cease and Desist Order in the above-captioned matter.

DATED AND EFFECTIVE this 2 nd day of November, 2012.

GERMAINE L. MARKS
Acting Director of Insurance

¹ AZ Asset Management also provides a Spanish language version of the immigration bond form on its website.

ORIGINAL of the foregoing mailed this 2nd day of November, 2012 to:					
Arizona Asset Management and Recovery, Inc. 842 E. Isabella Ave., #101 Mesa, Arizona 85204 Respondent					
COPY of the foregoing mailed this					
Arizona Asset Management and Recovery, Inc. 842 E. Isabella Ave., #101 Mesa, Arizona 85204 Respondent					
Arizona Asset Management and Recovery, Inc. c/o ST Service Co. 4250 N. Drinkwater Blvd., 4 th Floor Scottsdale, Arizona 85251 Statutory Agent for Respondent					
Lynette Evans Assistant Attorney General 1275 West Washington Phoenix, Arizona 85007 Attorney for the Department					
Mary E. Kosinski, Exec. Assistant for Reg. Affairs Catherine M. O'Neil, Consumer Legal Affairs Officer Mary Butterfield, Assistant Director					
Steven Fromholtz, Licensing Administrator Dan Ray, Investigations Department of Insurance					
2910 North 44 th Street, Suite 210 Phoenix, Arizona 85018					
Currey Buston					
Curvey Walters Burton					
·					

Exhibit A

STATE OF ARIZONA FILED

STATE OF ARIZONA

AUG 2 0 2012

DEPARTMENT OF INSURANCE

DEPT OF WEURANCE

In the Matter of:

(NPN # 15258950)

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ARIZONA ASSET MANAGEMENT AND RECOVERY, INC. dba BETTER BAIL BONDS, and (Arizona License # 957364) BURNS, LISA MARIE (Arizona License # 955041)

ORDER TO CEASE AND DESIST

No. 12A-109-INS

Respondents.

The Arizona Department of Insurance ("Department") has received evidence that Arizona Asset Management and Recovery, Inc. dba Better Bail Bonds and Lisa Marie Burns ("Respondents") have unlawfully transacted immigration bonds in the State of Arizona. Accordingly, the Acting Director of Insurance of the State of Arizona (the "Acting Director") makes the following Findings of Fact and Conclusions of Law and enters the following Order pursuant to A.R.S. § 20-292.

FINDINGS OF FACT

- 1. Arizona Asset Management and Recovery, Inc. dba Better Bail Bonds ("AZ Asset Management") is licensed with the Department as a resident bail bond agent, Arizona license number 957364, which expires on December 31, 2013.
- 2. AZ Asset Management does not hold a license in Arizona as a property and casualty producer.
- 3. Lisa Marie Burns ("Burns') is, and was at all times material, licensed with the Department as a resident bail bond agent, Arizona license number 955041, which expires on September 30, 2013.

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- 4. Burns' addresses of record are: c/o Arizona Asset Management and Recovery, Inc., 842 E. Isabella Ave., #101, Mesa, Arizona 85204 (business and mailing); and 20306 E. Calle de Flores, Queen Creek, Arizona 85142 (residence).
- 5. Burns is the Designated Responsible Licensed Producer for AZ Asset Management.
- 6. On its website, www.247getbail.com, AZ Asset Management states "Complete Our Easy 60-Second Immigration Bond Form."¹

CONCLUSIONS OF LAW

- 1. The Director has jurisdiction over this matter.
- 2. "Transact" with respect to insurance includes solicitation and inducement, within the meaning of A.R.S. § 20-106(A).
- 3. "Solicit" means attempting to sell insurance or asking or urging a person to apply for a particular kind of insurance from a particular company, within the meaning of A.R.S. § 20-281(15).
- 4. Respondents' conduct, as alleged above, constitutes transacting civil bonds in connection with contracts, administrative proceedings or other noncriminal matters² on behalf of a surety insurer without being licensed as a property and casualty producer in this state in violation of A.R.S. § 20-340.01(D).
- 5. Grounds exist to issue a cease and desist order to Respondents for transacting civil bonds without being licensed as a property and casualty producer, within the meaning of A.R.S. §20-292.

¹ AZ Asset Management also provides a Spanish language version of the immigration bond form on its website.

² Immigration bonds are "civil bonds in connection with . . . administrative proceedings" within the meaning of A.R.S. § 20-340.01(D). *Marcello v Bonds*, 349 U.S. 302 (1955). See also, 8 USC § 1229a (2011).

1	ORDER					
2	IT IS THEREFORE ORDERED:					
3	1. AZ Asset Management shall immediately cease and desist transacting					
4	immigration bonds.					
5	2. This Order shall become effective immediately and shall remain in full force					
6	and effect until otherwise stayed, modified, vacated or set aside.					
7						
8	NOTICE OF OPPORTUNITY FOR HEARING					
9	Pursuant to Title 20 of the Arizona Revised Statutes, Respondent is hereby notified					
10	that it may request a hearing pursuant to A.R.S. § 20-161 to contest the order to cease and					
.11	desist. Such a request must be in writing and received at the following address within thirt					
12	(30) days from the date hereof:					
13	Arizona Department of Insurance					
14	2910 North 44th Street, Suite 210					
15	Phoenix, Arizona 85012 ATTN: Director's Office					
16	Upon receipt of a timely written request for hearing, the Director will issue an order					
17	setting the time and place of the hearing.					
18	DATED AND EFFECTIVE this 20 day of August, 2012.					
19						
20	Germaine L. Marks					
21	GERMAINE L. MARKS, Acting Director					
22	Arizona Department of Insurance					
	ORIGINAL of the foregoing mailed this					
23	20th day of August, 2012 to:					
24	Arizona Asset Management and Recovery, Inc. 842 E. Isabella Ave., #101					
25	Mesa, Arizona 85204 Respondent					
26						

1	COPY of the foregoing mailed this					
2	20th day of August, 2012 to:					
3	0 12 E. Rabbild / 170.; 11 10 1					
4	Mesa, Arizona 85204 Respondent					
5	III will are the management and recovery, me.					
6	1200 14. Briskwater Biva., 4 1001					
7	Scottsdale, Arizona 85251 Statutory Agent for Respondent					
8	Lynette Evans Assistant Attorney General					
9	1275 West Washington Phoenix, Arizona 85007					
10	Attorney for the Department					
11	Mary E. Kosinski, Exec. Assistant for Reg. Affairs					
12	Catherine M. O'Neil, Consumer Legal Affairs Officer Mary Butterfield, Assistant Director					
13	Steven Fromholtz, Licensing Administrator Dan Ray, Investigations					
14	Department of Insurance					
15	2910 North 44 th Street, Suite 210 Phoenix, Arizona 85018					
16 (Lexivey Suston					
17	Curvey Walters Burton					
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Exhibit B (www.betterbailbonds.net)











Zal ONLINE PROCESSING

CREDIT CARD BAIL BY PHONE

3722-857-008-T

COMPLETE OUR EASY 6D-, - TVULLELVI

FAQ ABOUT US HOME

CONTACT AN AGENT BAIL BOND APPLICATION

CLIENT REVIEWS CLIENT UPDATES

BAIL BOND NEWS

MAKE A PAYMENT

APPLICATIONS ONLINE

Seture Appearance Bond

Seture Appearance Bond With Items/Prop. Collateral

Secure Appearance Bond with Cash Collateral

nsurer, Instead we deposit United States bonds, notes or cash to execute the bond as a surety (oblique). We are not ecting on behalf of a surery Immigration Bonds



COMPLETE OUR EASY 60- SECOND IMMIGRATION BOND FORM

We will post our cash for immigration bonds if you have collateral. ie. Vehicle, Home, Jewelry, L Guns, credit card.

Defendant's Information: -- Your Info: Your Email: Phone: (Your Name:

First Name



11/2/2012 9:55 AM

Exhibit B (www.247getbail.com)

ONLINE PROCESSING	COMPLETE OUR EASY 60-SEC	CLIENT SERVICES MOST WANTED CLIENT REVIEWS LOCAT	Cash for immigration bonds if you have collateral. ie. Vehicle, Home, Jewelry, L.
CALL US TODAY 480-990-9183 602-253-4800 CREDIT CARD BAIL BY PHONE		HOME ABOUT US FREQUENTLY ASKED QUESTIONS CONTACT AGENT CLIENT	Secure Appearance Bond We will post our cash for immigration bonds if you have collicateral to a surely lotting base to the district and secure benefit and secure and a surely lotting payment Collateral Accepted Make an Online Payment Contact an Agent Contact an Agent Contact Us Month/Mes Day/DiaYear/Año Contact Us Comments and/or Questions - Preguntas o Comentarios

11/2/2012 9:56 AM